

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF CALIFORNIA

Case number (if known)

Chapter

11☐ Check if this an amended filing

## Official Form 201

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Rialto Bioenergy Facility, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 80-0958799

4. Debtor's address

Principal place of business

Mailing address, if different from principal place of business

705 Palomar Airport Road, Suite 200  
Carlsbad, CA 92011

Number, Street, City, State & ZIP Code

P.O. Box, Number, Street, City, State & ZIP Code

San Diego

County

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL) \_\_\_\_\_

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify: \_\_\_\_\_

Debtor **Rialto Bioenergy Facility, LLC**  
Name

Case number (if known)

**7. Describe debtor's business****A. Check one:**

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

**B. Check all that apply**

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

**C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.**

\_\_\_\_\_

**8. Under which chapter of the Bankruptcy Code is the debtor filing?****Check one:**

- ☐ Chapter 7
- ☐ Chapter 9

☒ **Chapter 11. Check all that apply:**

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11.** If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District _____	When _____	Case number _____
District _____	When _____	Case number _____

Debtor **Rialto Bioenergy Facility, LLC**  
Name

Case number (if known)

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?
- ☒ No  
☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor

Relationship

District

When

Case number, if known

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No☐ Yes.

Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard?

- ☐ It needs to be physically secured or protected from the weather.

- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

- ☐ Other

Where is the property?

Number, Street, City, State &amp; ZIP Code

Is the property insured?

☐ No☐ Yes.

Insurance agency

Contact name

Phone

## Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

☐ 1-49☐ 50-99☒ 100-199☐ 200-999☐ 1,000-5,000☐ 5001-10,000☐ 10,001-25,000☐ 25,001-50,000☐ 50,001-100,000☐ More than 100,000

15. Estimated Assets

☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☒ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

16. Estimated liabilities

☐ \$0 - \$50,000☐ \$1,000,001 - \$10 million☐ \$500,000,001 - \$1 billion

Debtor	<b>Rialto Bioenergy Facility, LLC</b>	Case number (if known)	
	Name		
	<input type="checkbox"/> \$50,001 - \$100,000	<input type="checkbox"/> \$10,000,001 - \$50 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion
	<input type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million	<input type="checkbox"/> \$10,000,000,001 - \$50 billion
	<input type="checkbox"/> \$500,001 - \$1 million	<input checked="" type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> More than \$50 billion

Debtor **Rialto Bioenergy Facility, LLC**  
Name

Case number (if known)

**Request for Relief, Declaration, and Signatures****WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 05 / 25 / 2023  
MM / DD / YYYY**X**

Signature of authorized representative of debtor

Title **Vice President****Yaniv Scherson**

Printed name

**18. Signature of attorney****X****May 25, 2023**

Signature of attorney for debtor

Date

MM / DD / YYYY

**Ron Bender 143364**

Printed name

**Levene, Neale, Bender, Yoo & Golubchik L.L.P**

Firm name

**2818 La Cienega Avenue  
Los Angeles, CA 90034**

Number, Street, City, State &amp; ZIP Code

Contact phone **(310) 229-1234**Email address **rb@lnbyg.com****143364 CA**

Bar number and State

**Fill in this information to identify the case:**Debtor name Rialto Bioenergy Facility, LLCUnited States Bankruptcy Court for the: SOUTHERN DISTRICT OF CALIFORNIA

Case number (if known) \_\_\_\_\_

☐ Check if this is an amended filing**Official Form 202****Declaration Under Penalty of Perjury for Non-Individual Debtors**

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

**WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**

**Declaration and signature**

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☐ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☐ *Schedule H: Codebtors* (Official Form 206H)
- ☐ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☐ *Amended Schedule*
- ☒ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- ☐ Other document that requires a declaration \_\_\_\_\_

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 25, 2023x 

Signature of individual signing on behalf of debtor

**Yaniv Scherson**

Printed name

**Vice President**

Position or relationship to debtor

**Fill in this information to identify the case:**Debtor name **Rialto Bioenergy Facility, LLC**United States Bankruptcy Court for the: **SOUTHERN DISTRICT OF CALIFORNIA**

Case number (if known): \_\_\_\_\_

☐ Check if this is an amended filing**Official Form 204****Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders****12/15**

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
R & S Industrial Field Services, Inc P.O. Box 2796 Victorville, CA 92393	760-987-5532					\$667,111.07
Santa Ana Watershed Project Authority 11615 Sterling Avenue Riverside, CA 92503	800-890-0269					\$309,477.60
Putzmeister America Inc. 1733 90th Street Sturtevant, WI 53177	559-487-7915					\$237,641.26
Anew Climate, LLC 3200 Southwest Freeway, STE 1310 Houston, TX 77027	909-820-3782					\$128,907.86
SoCal Gas PO Box C Monterey Park, CA 91756	909-923-2727					\$117,547.52
SoCal Edison P.O. Box 300 Rosemead, CA 91772	714-349-0353					\$100,741.13
American Turn-Key Fabricators 9175 Milliken Avenue Rancho Cucamonga, CA 91730	281-207-7200					\$81,167.71
City of Rialto P.O. Box 800 Rialto, CA 92377	479-498-0500					\$77,365.54

Debtor **Rialto Bioenergy Facility, LLC**  
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Aerzen USA Corporation 108 Independence Way Coatesville, PA 19320	610-380-0244					\$74,990.78
Denali Water Solutions LLC PO Box 3036 Russellville, AR 72801	800-655-4555					\$61,642.36
SB Industrial Vacuum Service Inc. PO Box 310097 Fontana, CA 92331	800-806-6266					\$54,941.00
Bare Ground Electric, Inc PO Box 90040 San Bernardino, CA 92427	323-491-4077					\$53,640.00
Professional Boiler Repair PO Box 7525 Huntington Beach, CA 92615	562-824-3845					\$52,462.20
Richard Price Automation, Inc 815 Anchorage Place Chula Vista, CA 91914	951-653-2171					\$49,895.84
MAYEKAWA USA, INC. 29875 Medline Lane Katy, TX 77494	619-757-6932					\$49,501.67
Schwing Bioset Inc 350 SMC Drive Somerset, WI 54025	951-277-5104					\$46,626.98
Avensys Solutions Inc 300 rue Stinson Saint-Laurent QC H4N 2E7 CANADA	909-350-2551					\$45,219.54
W.M. Lyles Co. 42142 Roick Drive Temecula, CA 92590	559-487-7915					\$39,735.29
Waste Management 10910 Dawson Canyon Road Corona, CA 92883	909-820-2546					\$36,021.27



Debtor **Rialto Bioenergy Facility, LLC**  
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
<b>Aerzen Rental USA LLC</b> <b>5500 South Cobb Drive SE, BLDG 50</b> <b>Atlanta, GA 30339</b>	<b>800-427-2200</b>					<b>\$35,546.73</b>

CSD 1008 [08/21/00]

Name, Address, Telephone No. &amp; I.D. No.

**Ron Bender 143364**  
**2818 La Cienega Avenue**  
**Los Angeles, CA 90034**  
**(310) 229-1234**  
**143364 CA**

**UNITED STATES BANKRUPTCY COURT**  
 SOUTHERN DISTRICT OF CALIFORNIA  
 325 West "F" Street, San Diego, California 92101-6991

In Re

**Rialto Bioenergy Facility, LLC**

BANKRUPTCY NO. \_\_\_\_\_

Debtor.

**VERIFICATION OF CREDITOR MATRIX**PART I (check and complete one):
☒ New petition filed. Creditor diskette required.
TOTAL NO. OF CREDITORS: 104
☐ Conversion filed on \_\_\_\_\_. *See instructions on reverse side.*

TOTAL NO. OF CREDITORS: \_\_\_\_\_

☐ Former Chapter 13 converting. Creditor diskette required.

☐ Post-petition creditors added. Scannable matrix required.

☐ There are no post-petition creditors. No matrix required.

☐ Amendment or Balance of Schedules filed concurrently with this original scannable matrix affecting Schedule of Debts and/or Schedule of Equity Security Holders. *See instructions on reverse side.*
☐ Names and addresses are being ADDED.

☐ Names and addresses are being DELETED.

☐ Names and addresses are being CORRECTED.
PART II (check one):
☒ The above-named Debtor(s) hereby verifies that the list of creditors is true and correct to the best of my (our) knowledge.

☐ The above-named Debtor(s) hereby verifies that there are no post-petition creditors affected by the filing of the conversion of this case and that the filing of a matrix is not required.
Date: May 25, 2023

  
**Yaniv Scherson/Vice President**  
 Signer/Title

REFER TO INSTRUCTIONS ON REVERSE SIDE

CSD 1008

### INSTRUCTIONS

- 1) Full compliance with Special Requirements for Mailing Addresses (CSD 1007) is required.
- 2) A creditors matrix with Verification is required whenever the following occurs:
  - a) A new petition is filed. Diskette required.
  - b) A case is converted on or after SEPTEMBER 1, 2000. (See paragraph 4b concerning post-petition creditors.)
  - c) An amendment to a case on or after SEPTEMBER 1, 2000, which adds, deletes or changes creditor address information on the debtor's Schedule of Debts and/or Schedule of Equity Security Holders. Scannable matrix format required.
- 3) The scannable matrix must be originally typed or printed. It may not be a copy.
- 4) CONVERSIONS:
  - a) When converting a Chapter 13 case filed before SEPTEMBER 1, 2000, to another chapter, ALL creditors must be listed on the mailing matrix at the time of filing and accompanied by a Verification. Diskette required.
  - b) For Chapter 7, 11, or 12 cases converted on or after SEPTEMBER 1, 2000, only post-petition creditors need be listed on the mailing matrix. The matrix and Verification must be filed with the post-petition schedule of debts and/or schedule of equity security holders. If there are no post-petition creditors, only the verification form is required. Scannable matrix format required.
- 5) AMENDMENTS AND BALANCE OF SCHEDULES:
  - a) Scannable matrix format required.
  - b) The matrix with Verification is a document separate from the amended schedules and may not be used to substitute for any portion of the schedules. IT MUST BE SUBMITTED WITH THE AMENDMENT/BALANCE OF SCHEDULES.
  - c) Prepare a separate page for each type of change required: ADDED, DELETED, or CORRECTED. On the **REVERSE** side of each matrix page, indicate which category that particular page belongs in. Creditors falling in the same category should be placed on the same page in alphabetical order.
- 6) Please refer to CSD 1007 for additional information on how to avoid matrix-related problems.

2G Energy Inc.  
205 Commercial Drive  
St. Augustine, FL 32092

Adia Solutions LLC  
4800 Deerwood Campus Parkway  
BLDG 800  
Jacksonville, FL 32246

Adler Tank Rentals  
2751 Aaron Street  
Deer Park, TX 77536

Aerzen Rental USA LLC  
5500 South Cobb Drive SE, BLDG 50  
Atlanta, GA 30339

Aerzen USA Corporation  
108 Independence Way  
Coatesville, PA 19320

Air Liquide Advanced  
Technologies U.S. LLC  
9811 Katy Freeway, Suite 100  
Houston, TX 77024-1273

AJW, Inc.  
2101 Wilson Blvd  
Suite 530  
Arlington, VA 22201

Alliance Corporation  
1067 S. Leslie Street  
La Habra, CA 90631

Allison Electric Inc.  
16835 Algonquin St. Ste. #291  
Huntington Beach, CA 92649

American Turn-Key Fabricators  
9175 Milliken Avenue  
Rancho Cucamonga, CA 91730

Anaergia Inc.  
4210 South Service Road  
Burlington, Ontario  
Canada L7L 4X5

Anaergia Services  
705 Palomar Airport Rd, STE 200  
Carlsbad, CA 92011

Anaergia Technologies GmbH  
Oestinghausener Street 12  
Lippetal, North Rhine-Westphalia  
Germany 59510

Anew Climate, LLC  
3200 Southwest Freeway, STE 1310  
Houston, TX 77027

AT&T  
PO Box 5019  
Carol Stream, IL 60197-5019

Avensys Solutions Inc  
300 rue Stinson  
Saint-Laurent QC H4N 2E7  
CANADA

Bare Ground Electric, Inc  
PO Box 90040  
San Bernardino, CA 92427

BSK Associates  
PO Box 51931  
Los Angeles, CA 90051

Build Momentum  
801 K Street  
28th Floor  
Sacramento, CA 95814

Burrtec Waste Industries, Inc.  
1850 Agua Mansa Rd  
Jurupa Valley, CA 92509

Cal-lift, Inc.  
13027 Crossroads Parkway South  
City of Industry, CA 91746

Caltrol Inc.  
PO Box 741123  
Los Angeles, CA 90074

Chemtreat Inc.  
5460 Cox Road  
Glen Allen, VA 23060

Cintas  
P.O. Box 631025  
Cincinnati, OH 45263

City of Rialto  
P.O. Box 800  
Rialto, CA 92377

CSC  
P.O. Box 7410023  
Chicago, IL 60674

Denali Water Solutions LLC  
PO Box 3036  
Russellville, AR 72801

Diamond Environmental Services  
807 E. Mission Road  
San Marcos, CA 92069

Dick Munns Company  
11133 Winners Circle  
Los Alamitos, CA 90720

Endress+Hauser, Inc  
2350 Endress Place  
Greenwood, IN 46143

Envirosep  
31 Aviation Blvd  
Georgetown, SC 29440

Ernie & Sons Scaffolding  
1960 Olivera Rd  
Concord, CA 94520

ESSI Scaffold  
1960 Olivera Road  
Concord, CA 94520

Fastenal Company  
PO Box 1286  
Winona, MN 55987

Ferguson Enterprises LLC  
12500 Jefferson Avenue  
Newport News, VA 23602

Franchise Tax Board  
PO Box 942857  
Sacramento, CA 94257

Frontier Energy, Inc.  
12949 Alcosta Blvd. Suite 101  
San Ramon, CA 94583

Grainger  
1321 Linda Vista Dr  
San Marcos, CA 92078

Harrington Industrial Plastics LLC  
PO Box 676273  
Dallas, TX 75267

Harris Group  
2601 4th Ave  
Suite 400  
Seattle, WA 98121

Hill Crane Service, Inc.  
3333 Cherry Ave.  
Long Beach, CA 90807

Hose-Man, Inc.  
5397 Irwindale Ave.  
Irwindale, CA 91706

Jani-King of California  
PO Box 749201  
Los Angeles, CA 90074

Kjelstrom & Associates Inc.  
841 Kalpati Cir. #A  
Carlsbad, CA 92008

Konica Minolta  
PO Box 100706  
Pasadena, CA 91189



Koppl Pipeline Services, Inc.  
1228 Date Street  
Montebello, CA 90640

link protect GmbH  
Munchener Strasse 9285614  
Kirchseeon  
GERMANY

MAYEKAWA USA, INC.  
29875 Medline Lane  
Katy, TX 77494

McGuire Woods  
1800 Century Park East  
8th Floor  
Los Angeles, CA 90067-1501

McMaster-Carr  
PO Box 7690  
Chicago, IL 60680

Midwest Laboratories, Inc.  
13611 B Street  
Omaha, NE 68144

Mission Critical DC Power, LLC  
1309 Bouslog Rd.  
Ste. 108  
Burlington, WA 98233

Mobile Modular  
P.O. BOX 45043  
San Francisco, CA 94145

Montrose Air Quality Services LLC  
PO Box 741137  
Los Angeles, CA 90074

Moss Adams  
PO Box 101822  
Pasadena, CA 91189

MSA Safety Sales  
1000 Cranberry Woods Drive  
Cranberry Twp, PA 16066

NAES Corporation  
1180 NW Maple St  
Suite 200  
Issaquah, WA 98027

Nord Gear Corporation  
800 Nord Drive  
Waunakee, WI 53597

Ontario Refrigeration Service  
635 S. Mountain Ave  
Ontario, CA 91762

Orange line Oil Company  
404 E. Commercial Street  
Pomona, CA 91767

Pacific Mechanical Construction  
14563 Manzanita Drive  
Fontana, CA 92335

Pacific Standard Environmental, Inc.  
6303 Owensmouth Ave. 10th Floor  
Woodland Hills, CA 91367

Packair Customs Brokers Inc.  
1700 W El Segundo Blvd  
Gardena, CA 90249

Pape Material Handling, Inc.  
PO Box 987  
Eugene, OR 97440

PEOPLEREADY INC  
1015 A Street  
Tacoma, WA 98402

Plate Concepts Inc  
1710 MacArthur Rd. Ste 209  
White Hall, PA 18052

Ponton Industries Inc  
22901 Savi Ranch Pkwy  
Suite B  
Yorba Linda, CA 92887

Professional Boiler Repair  
PO Box 7525  
Huntington Beach, CA 92615

Putzmeister America Inc.  
1733 90th Street  
Sturtevant, WI 53177

Q-Air California  
9807 Jordan Circle  
Santa Fe Springs, CA 90670

Quality Street Service  
PO Box 339  
Claremont, CA 91711

R & S Industrial Field Services, Inc  
P.O. Box 2796  
Victorville, CA 92393

Rexcor Inc  
245 King George Road. Suite 262  
Brantford ON N3R 7N7  
Canada

Rialto Water Services  
PO Box 60450  
Los Angeles, CA 90060

Richard Price Automation, Inc  
815 Anchorage Place  
Chula Vista, CA 91914

RK Controls  
5901 Corvette Street  
Commerce, CA 90040

Rockwell Engineering & Equipment Company  
2913 El Camino Real  
STE 337  
Tustin, CA 92782

Rosemount Inc  
8200 Market Blvd  
Chanhassen, MN 55317

Royal Industrial Solutions  
1920 Westridge Drive  
Irving, TX 75038

Rust Automation & Controls, Inc.  
PO Box 367  
West Jordan, UT 84084

Safety-Kleen Systems, Inc.  
P.O. Box 975201  
Dallas, TX 75397

Santa Ana Watershed Project  
Authority  
11615 Sterling Avenue  
Riverside, CA 92503

SB Industrial Vacuum Service Inc.  
PO Box 310097  
Fontana, CA 92331

SC Fuels  
1800 W. Katella Ave.  
Suite 400  
Orange, CA 92863

Scaife Protection Services  
PO Box 804  
Lawndale, CA 90260

Schwing Bioiset Inc  
350 SMC Drive  
Somerset, WI 54025

Siemens Industry, Inc.  
100 Technology Drive  
Alpharetta, GA 30005

SoCal Edison  
P.O. Box 300  
Rosemead, CA 91772

SoCal Gas  
PO Box C  
Monterey Park, CA 91756

Suez WTS Services USA, Inc.  
4636 Somerton Road  
Feasterville Trevose, PA 19053

Sulzer Electro-Mechanical Services (US)  
11518 Old La Porte Road  
La Porte, TX 77571

The Fan Doctors, Inc.  
4470 W. Sunset Blvd. #90348  
Los Angeles, CA 90027

Twining  
PO Box 47  
Long Beach, CA 90801

Uline  
PO Box 88741  
Chicago, IL 60680

UMB Bank, N.A.: Corporate  
Trust & Escrow Services  
120 South Sixth St, Ste 1400  
Minneapolis, MN 55402

United Rentals (North America) Inc  
PO Box 100711  
Atlanta, GA 30384

UPS  
28013 Network Place  
Chicago, IL 60673

USA Bluebook  
PO Box 9004  
Gurnee, IL 60031

Valley Tank Repair Inc.  
14691 Mallory Drive #9  
Fontana, CA 92335

Value logic, Inc.  
5671 Palmer Way  
Suite A  
Carlsbad, CA 92010

VESTA Modular  
PO Box 530068  
Atlanta, GA 30353

W.M. Lyles Co.  
42142 Roick Drive  
Temecula, CA 92590

Waste Management  
10910 Dawson Canyon Road  
Corona, CA 92883

West Valley Water District  
800 Capital Street Suite 3000  
Houston, TX 77002

WRITTEN CONSENT OF THE MANAGERS OF  
RIALTO BIOENERGY FACILITY, LLC,  
A DELAWARE LIMITED LIABILITY COMPANY

The undersigned Managers (collectively the “**Managers**”) of Rialto Bioenergy Facility, LLC, a Delaware limited liability company (the “**Company**”), hereby approve and consent to the following action by unanimous written consent. This approval and consent are granted pursuant to Section 4.4 of the First Amended and Restated Limited Liability Company Operating Agreement of the Company (as amended, the “**Agreement**”) and shall have the same force and effect as the unanimous vote of the Managers taken at a meeting held upon notice duly given. All terms not otherwise defined herein shall have the same meaning as in the Agreement.

**Authorization to Commence Chapter 11 Bankruptcy Case and to Take Actions in Chapter 11 Bankruptcy Case**

**WHEREAS**, the Company has retained Levene, Neale, Bender, Yoo & Golubchik L.L.P. (“**LNBYG**”) as its bankruptcy counsel and the Company has retained B. Riley Securities, Inc. (“**B. Riley**”) as its financial advisor; and

**WHEREAS**, in consultation with the Company’s professionals and after reviewing all of the facts and circumstances facing the Company, the Managers have determined it to be in the best interest of the Company for the Company to commence a chapter 11 bankruptcy case in the Southern District of California;

**NOW, THEREFORE, BE IT RESOLVED**, that the Company shall file a voluntary petition under chapter 11 of the Bankruptcy Code on the date determined by the Managers to be in the best interests of the Company, its creditors and other parties in interest, after consultation with LNBYG and B. Riley. Any of the four Managers is authorized to sign the voluntary bankruptcy petition and all related documents for the Company as the authorized representative of the Company, and the Managers shall have the authority to designate any other representative of the Company agreed to by all four Managers to sign any such documents on behalf of the Company.

**FURTHER RESOLVED**, that subject to satisfaction hereafter of the approval requirements of the Agreement (including without limitation Article 4 thereof), the four Managers are hereby authorized to cause the Company to employ any other professionals to represent or assist the Company in connection with the Company’s chapter 11 bankruptcy case that the Managers deem to be in the best interests of the Company and to execute such other retention agreements and/or bankruptcy employment applications or to designate any other officer, professional or designated representative to sign any such documents on behalf of the Company.

**FURTHER RESOLVED**, that following the filing of the Company’s chapter 11 bankruptcy case and subject to the satisfaction hereafter of the approval requirements of the Agreement (including without limitation Article 4 thereof), the Managers are hereby authorized on behalf of and in the name of the Company to execute and file and to cause counsel to the Company to prepare with the assistance of the Company as appropriate all petitions, schedules, lists and other papers, documents and pleadings in connection with the Company’s bankruptcy



case, and to take any and all action that the Managers deem necessary and proper in connection with the Company's chapter 11 bankruptcy case. Subject to the foregoing, such actions that the Managers have the authority to cause the Company to take shall include, but not be limited to, all of the following: employing and compensating professionals; seeking Bankruptcy Court approval for the Company to use cash collateral and/or obtain post-bankruptcy financing and executing any agreements related to any of the foregoing; compensating employees; hiring and terminating employees; purchasing product or materials; selling product; entering into or continuing with agreements; collecting accounts receivable; negotiating with creditors, lenders, vendors, suppliers and landlords; assuming, assigning, or rejecting executory contracts and unexpired leases; renegotiating the terms of executory contracts and unexpired leases; signing new or amended contracts and leases; commencing and defending litigation involving the Company; selling or liquidating some or substantially all of the Company's assets; causing the Company to propose a plan of reorganization or liquidation and related disclosure statement and to seek to confirm a plan of reorganization or liquidation; and causing the Company to take whatever steps are necessary to be in compliance with any orders of the Bankruptcy Court or requirements of the United States Trustee. Subject to the foregoing, the Managers are also authorized to designate any other officer, professional or designated representative to sign any documents related to any of the foregoing on behalf of the Company.

**FURTHER RESOLVED**, that all prior acts and deeds taken by the Managers on behalf of the Company, taken to carry out the intent and accomplish the purposes of the foregoing resolutions, are hereby approved, adopted, ratified and confirmed in all respects as the respective acts and deeds of the Company.


The undersigned, constituting all of the Managers of the Company, hereby approve and consent to the foregoing, effective as of May 23, 2023.

MANAGERS:

BY:   
Yaniv Scherson (May 23, 2023 11:31 PDT)  
 \_\_\_\_\_  
 Yaniv Scherson

BY:   
Jeremy Metts (May 23, 2023 11:36 PDT)  
 \_\_\_\_\_  
 Jeremy Metts

BY:   
 \_\_\_\_\_  
 John DiMarco

BY:   
John Ma (May 24, 2023 18:54 EDT)  
 \_\_\_\_\_  
 John Ma